



In resolving a party's objections, the Court conducts a *de novo* review of any part of the R&R that has been properly objected to. See Fed. R. Civ. P. 72(b)(3); 28 U.S.C. § 636(b)(1). The Court may accept, reject, or modify the recommended disposition, as well as receive further evidence or return the matter to the magistrate judge with instructions. See id. Upon careful *de novo* review of the Complaint, the R&R and Plaintiff's objections, as well as the record as a whole, the Court concludes that the objections do not undermine the R&R's recommended disposition. Accordingly, the Court enters the following Order:

AND NOW, this 15<sup>th</sup> day of January, 2021,

IT IS HEREBY ORDERED that Plaintiff's objections to the R&R (Docket No. 39) are OVERRULED, and the R&R (Docket No. 38) is ADOPTED as the Opinion of the Court.

IT IS FURTHER ORDERED that Plaintiff's Complaint (Docket No. 3) is DISMISSED for the reasons set forth in the R&R.

IT IS FURTHER ORDERED that the Clerk of Court shall mark this case CLOSED.

/s/ W. Scott Hardy  
W. Scott Hardy  
United States District Judge

cc/ecf: All counsel of record

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